

**A SUBSTITUTE RESOLUTION
BY FINANCE/ EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO ATLANTA CENTER LIMITED D/B/A ATLANTA HILTON HOTEL IN AN AMOUNT NOT TO EXCEED FORTY-ONE THOUSAND FIVE HUNDRED TWENTY ONE DOLLARS AND FIFTY-FIVE CENTS (\$41,521.55) FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND) 100501 (DOF REVENUE AND COLLECTIONS) 5730012 (REFUNDS); AND FOR OTHER PURPOSES.

WHEREAS, Atlanta Center Limited d/b/a Atlanta Hilton Hotel, sold the business in April 2007 resulting in a change of ownership, and is requesting a refund for the overpayment of their 2007 Business License Fees in the amount of Forty-One Thousand Five Hundred Twenty One Dollars and Fifty-Five Cents (\$41,521.55) and

WHEREAS, Atlanta Center Limited has submitted supporting documents to the Office of Revenue to substantiate its claim; and

WHEREAS, the Office of Revenue investigated the claim and has determined that Atlanta Center Limited d/b/a Atlanta Hilton Hotel is entitled to a refund in an amount not to exceed Forty-One Thousand Five Hundred Twenty One Dollars and Fifty-Five Cents (\$41,521.55), for a credit arising from an overpayment of business license fees in 2007 due to the business closing and changing ownership.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Chief Financial Officer is hereby directed to issue a refund to Atlanta Center Limited d/b/a Atlanta Hilton Hotel in an amount not to exceed Forty-One Thousand Five Hundred Twenty One Dollars and Fifty-Five Cents (\$41,521.55) for an overpayment of business license fees to the City of Atlanta in 2007.

BE IT FURTHER RESOLVED, that said refund shall be charged to and paid from Fund, Department Organization and Account number 1001 (General Fund) 100501 (DOF Revenue and Collections) 5730012 (Refunds).

**A RESOLUTION
BY FINANCE/ EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO ATLANTA CENTER LIMITED D/B/A ATLANTA HILTON HOTEL IN AN AMOUNT NOT TO EXCEED FORTY-TWO THOUSAND FIVE HUNDRED TWENTY ONE DOLLARS AND FIFTY-FIVE CENTS (\$42,521.55) FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND) 100501 (DOF REVENUE AND COLLECTIONS) 1515000 (TREASURY); AND FOR OTHER PURPOSES.

WHEREAS, Atlanta Center Limited d/b/a Atlanta Hilton Hotel, sold the business in April 2007, and is requesting a refund for the overpayment of their estimated 2007 Business License Fees in the amount of, Forty-Two Thousand Five Hundred Twenty One Dollars and Fifty-Five Cents (\$42,521.55) and has requested a refund for an overpayment of business license fees in 2007 and

WHEREAS, Atlanta Center Limited has submitted supporting documents to the Office of Revenue to substantiate its claim; and

WHEREAS, the Office of Revenue investigated the claim and has determined that Atlanta Center Limited is entitled to a refund in an amount not to exceed Forty-Two Thousand Five Hundred Twenty One Dollars and Fifty-Five Cents (\$42,521.55), for a credit arising from an overpayment of business license fees on revenue generated outside the State of Georgia.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Chief Financial Officer is hereby directed to issue a refund to Atlanta Center Limited in an amount not to exceed Forty-Two Thousand Five Hundred Twenty One Dollars and Fifty-Five Cents (\$42,521.55) for an overpayment of business license fees to the City of Atlanta in 2007.

BE IT FURTHER RESOLVED, that said refund shall be charged to and paid from Fund, Department Organization and Account number 1001 (General Fund) 100501 (DOF Revenue and Collections) 1515000 (Treasury).

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Finance/Executive

Caption: A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO ATLANTA CENTER LIMITED D/B/A ATLANTA HILTON HOTEL IN AN AMOUNT NOT TO EXCEED FORTY-TWO THOUSAND FIVE HUNDRED TWENTY ONE DOLLARS AND FIFTY-FIVE CENTS (\$42,521.55) FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND) 100501 (DOF REVENUE AND COLLECTIONS) 1515000 (TREASURY); AND FOR OTHER PURPOSES.

Council Meeting Date: 08/18/08

Requesting Dept.: Finance

FAC Confirmed by:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to refund the overpayment of business license fees to Atlanta Center Limited--Atlanta Hilton Hotel.

2. Please provide background information regarding this legislation.

Atlanta Center Limited; dba-the Atlanta Hilton Hotel , sold the business in April 2007, and is requesting a refund for the overpayment of their estimated 2007 Business License Fees in the amount of, \$42,521.55.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**

(b) **Source Selection:** NA

(c) **Bids/Proposals Due:** NA

- (d) **Invitations Issued:** NA
- (e) **Number of Bids:** NA
- (f) **Proposals Received:** NA
- (g) **Bidders/Proponents:** NA
- (h) **Term of Contract:** NA

4. Fund Account Center (Ex. Name and number): General Fund-1001/DOF Revenue & Collections-100501/Function Activity-1515000 Treasury

Fund: _____ **Account:** _____ **Center:** _____

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: This legislation will result in a reduction in the amount of \$42,521.55 to the General Fund-1001/DOF Revenue & Collections-100501/Function Activity-1515000 Treasury

Example: *This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.*

7. Method of Cost Recovery: NA

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Alice Hughes, Finance Dept. Ext.1973, submitted by LaShawn Gardiner, ext. 6449

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: LaShawn Gardiner _____

Contact Number: 404-330-6449

Originating Department: Department of Finance

Committee(s) of Purview: Finance/Executive Committee

Chief of Staff Deadline: July 16, 2008

Anticipated Committee Meeting Date(s): July 29-30, 2008

Anticipated Full Council Date: August 18, 2008

Legislative Counsel's Signature: 

Commissioner Signature: 



Chief Procurement Officer Signature: _____

CAPTION A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ISSUE A REFUND TO ATLANTA CENTER LIMITED D/B/A ATLANTA HILTON HOTEL IN AN AMOUNT NOT TO EXCEED FORTY-TWO THOUSAND FIVE HUNDRED TWENTY ONE DOLLARS AND FIFTY-FIVE CENTS (\$42,521.55) FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES; ALL FUNDS SHALL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 1001 (GENERAL FUND) 100501 (DOF REVENUE AND COLLECTIONS) 1515000 (TREASURY); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$42,521.55

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 7.9.08  Reviewed by: 
(date) (date)

Submitted to Council: _____
(date)